IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO. 1386 OF 1996

BANK OF BARODA ... PLAINTIFFS

VS.

M/S. TRIMURTY ENTERPRISES & Ors. DEFENDANTS

Ms. Sheela Mistry i/b. Mr. Jayesh Patel for Plaintiffs.

None for Defendants.

CORAM: S.K.SHAH,J.

DATE : 23rd June,2005.

P.C.

1. The suit is for recovery of a sum of Rs.2,10,017/- with interest at the rate of 20.75% per annum from the date of filing of the suit till payment. The recovery is for the amount of loan that was taken by the defendants from the Plaintiffs which the defendants failed to repay.

2. The Plaintiffs had granted to the Defendants overdraft facility. I have perused the statement of

accounts of the defendants. The amount due from the Defendants on the basis of the accounts was Rs.1,72,257/-. The Defendants have failed to pay the said amount to the Plaintiffs inspite of notice dated 3.6.1995 and, therefore, the suit is filed for the recovery of the aforesaid amount.

3. It is an undefended suit.

4. The Suit is decreed in terms of prayer clause (a) with costs.

5. The Court fee be refunded as per Rules.

(S.K.SHAH,J.)